

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL	)	MDL No. 1456
INDUSTRY AVERAGE	)	
WHOLESALE PRICE LITIGATION	)	CIVIL ACTION: 01-CV-12257 PBS
	)	
	)	Judge Patti B. Saris
THIS DOCUMENT RELATES TO	)	
ALL CLASS ACTIONS	)	
	)	

**JOINT MOTION OF PLAINTIFFS' CO-LEAD CLASS COUNSEL AND  
DEFENDANTS TO ENLARGE TIME FOR PARTIES TO RESPOND TO REPORT OF  
PROFESSOR ERNST R. BERNDT**

The parties, Plaintiffs' Co-Lead Class Counsel and the Defendants, hereby jointly move this Court for enlargement of the time the parties must submit their response to the February 9, 2005 Report of Independent Expert Professor Ernst R. Berndt from March 3, 2005 until March 10, 2005.

Given the scope of issues covered by Professor Berndt in his report, the parties jointly request a one-week extension of the date by which they must submit responses in order to facilitate a complete and thorough response by both sides.

Accordingly, the parties request that this Court enter an order enlarging the time by which the parties must submit a response to Professor Berndt's report until March 10, 2005.

Dated: March 1, 2005

Respectfully submitted,

ON BEHALF OF ALL DEFENDANTS

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CERTIFICATE OF SERVICE BY VERILAW

Docket No. MDL 1456

I, Edward Notargiacomo, hereby certify that I am one of plaintiffs' attorneys and that, on March 1, 2005, I caused copies of the JOINT MOTION OF PLAINTIFFS' CO-LEAD CLASS COUNSEL AND DEFENDANTS TO ENLARGE TIME FOR PARTIES TO RESPOND TO REPORT OF PROFESSOR ERNST R. BERNDT, to be served on all counsel of record by causing same to be posted electronically via Verilaw.

Dated: March 1, 2005

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